THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.11071 of 2006

Dated:13.04.2007

Between:

Jangalapalli Ravindra Reddy and another.

... Petitioners

AND

The Principal Secretary and others.

... Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.11071 of 2006

ORDER:

The two petitioners are residents of Thalupulapalle Village of Puthalapattu Mandal in Chittoor District. They filed the instant Writ Petition seeking a mandamus declaring the action of the respondents in bifurcating the Thalupulapalle Gram Panchayat as illegal and unconstitutional. They also seek a consequential direction to the respondents not to bifurcate the Thalupulapalle Gram Panchayat.

A reading of Sections 3 and 4 of the Andhra Pradesh Panchayat Raj Act, 1994, read with the Andhra Pradesh Gram Panchayats (Declaration of Villages) Rules, 1994, would show that the power is conferred on the Commissioner and the District Collector to bifurcate any Village in accordance with the said Rules. In this case, no such notification has been issued so far. The representation made by the Mandal Parishad Territorial Constitutional Member, Puthalapattu Mandal, was forwarded by the third respondent to the Divisional Panchayat Officer. Further, the Government of Andhra Pradesh issued a Memo dated 16.05.2006 requesting the District Collector to obtain objections for bifurcation of the Village. Even before the proposals were initiated by the Officials, the Writ Petition is filed in a great haste.

The Writ Petition is misconceived, and is accordingly dismissed. No costs.

(**V.V.S.RAO, J**)

13.04.2007

vs